

MEETINGS TO DATE 19  
NO. OF REGULARS 18  
NO. OF SPECIALS 1

LANCASTER, NEW YORK  
SEPTEMBER 20, 1982

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 20th day of September, 1982, at 8:00 P.M. and there were:

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR  
RONALD A CZAPLA, COUNCILMAN  
ROBERT H. GIZA, COUNCILMAN  
LEONARD E. GRZYBOWSKI, COUNCILMAN  
DONALD E. KWAK, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK  
DOMINIC J. TERRANOVA, TOWN ATTORNEY  
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY  
ROBERT LABENSKI, TOWN ENGINEER  
THOMAS E. FOWLER, CHIEF OF POLICE  
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS:

Councilman Czapla reported that the New York State Department of Transportation has completed their study of the intersection of Genesee and Ransom Roads and have recommended immediate regrading and eventual reconstruction of the intersection for improvement of visibility. Later in the meeting the Town Board adopted a suspended resolution memorializing Assemblyman Graber concerning the reconstruction of this intersection.

Councilman Giza for the Human Services Committee was directed to work out a joint use of Building "G" at the Lancaster Town Center for the Depew-Lancaster Little Theatre and the Lancaster Youth Bureau.

Councilman Giza for the Human Services Committee spoke with the Board and reviewed a Clusters Program for the Elderly with Lancaster as the "Lead Agency." Later in the meeting, the Supervisor was authorized by suspended resolution to apply for Cluster Funding.

Councilman Kwak for the Recreation Committee reported that the Recreation Commission is looking for applicants to fill a vacancy on the Recreation Commission.

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

RESOLVED, that the minutes of the meeting of the Town Board held  
September 7, 1982, as presented by the Town Clerk, be and hereby are adopted.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~xxxx~~  
The resolution was thereupon unanimously adopted.

September 20, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, by letter dated September 13, 1982, the Lancaster Central School District has requested an amendment to a certain lighting agreement dated June 16, 1975, by and between the Town of Lancaster and said school district, said amendment proposing to install two (2) additional lights on the east side of the east hockey field at the Lancaster Senior High School on Forton Drive, on poles owned by the school district, and

WHEREAS, the New York State Electric and Gas Corporation has submitted a proposal to the school district for said installation, and

WHEREAS, the school district will pay for any necessary installation costs and the monthly utility billing for the two (2) additional lights, resulting in no cost to the Town of Lancaster, and

WHEREAS, a substantial cost savings to the Lancaster Central School District and to the taxpayers of the Town of Lancaster would result by authorizing said amendment to the previous agreement between the Town of Lancaster and the school district,

NOW, THEREFORE, BE IT

RESOLVED, that the following installation be and is hereby authorized to be added to the aforesaid agreement under the same terms and conditions as contained in the said agreement of June 16, 1975:

Driveway to bus parking lot

Install 2 - 24700 lumen HPS lamps @ \$111.45 ea. - \$222.90  
(P-93-2-2, 93-2-3 - poles owned by Lancaster  
School District)

TOTAL ANNUAL INCREASE - \$222.90

and,

BE IT FURTHER

RESOLVED, that the Town Attorney be and is hereby authorized and directed to prepare an addendum to the aforesaid agreement with Lancaster Central School District to include the aforementioned additional lamps, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to attach a copy of this resolution to the original agreement, dated June 16, 1975, by and between Lancaster Central School District and the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a copy of this resolution to Mr. John R. Ulrich, Superintendent of Buildings and Grounds, of the Lancaster Central School District.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~dux~~

The resolution was thereupon unanimously adopted.

September 20, 1982.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

RESOLVED, that so much of the transfer resolution adopted by the  
Town Board, September 7, 1982, be rescinded and amended to read as follows:

COMMUNITY DEVELOPMENT FUND

	<u>Increase</u>	<u>Decrease</u>
Project No. 435313 Barrier Removal-Senior Center	\$1,403.02	
Project No. 435312 Housing Inspection		\$1,403.02
Project No. 434051 Housing Rehabilitation/Sewer Tap-In	1,403.02	
Project No. 434088 Clark Street Waterline		1,403.02
Project No. 435106 Housing Rehabilitation/Sewer Tap-In	3,596.98	
Project No. 435312 Housing Inspection		3,596.98

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

~~duxkx~~

The resolution was thereupon unanimously adopted.

September 20, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN GIZA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 CZAPLA , TO WIT:

WHEREAS, it is in the public interest to hold two (2) public hearings to allow for general discussion of the low income needs, especially housing and urgent community needs, and to discuss proposals to meet those needs,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That a Public Hearing to provide an opportunity for citizens to express community development and housing needs and discuss proposed projects or programs to meet those needs, particularly those projects which would benefit low and moderate income persons in the Town of Lancaster, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 4th day of October, 1982, at 8:15 o'clock P.M., Local Time, and that Notice of the time and place of such hearing be published in the Lancaster Enterprise, the official newspaper and be posted on the Town Bulletin Board on September 23, 1982, which Notice shall be in the form attached hereto and made a part hereof;

2. That a second Public Hearing for the same purpose will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 18th day of October, 1982, at 8:00 o'clock P.M., Local Time and that Notice of the time and place of such hearing be published in the Lancaster Enterprise, the official newspaper, and be posted on the Town Bulletin Board on October 7, 1982, which Notice shall be in substantially the same form as the foregoing Notice, and attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA	VOTED YES	SUPERVISOR KEYSA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES		

~~duly~~  
 The resolution was thereupon unanimously adopted.

September 20, 1982

LEGAL NOTICE  
NOTICE OF PUBLIC HEARING

NOTICE TO THE CITIZENS OF THE TOWN OF LANCASTER.

A Public Hearing will be held on October 18, 1982, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, regarding the use of Federal Community Development Funds in the Town of Lancaster.

The Town of Lancaster is eligible for a Federal Community Development Eighth Year Grant under Title I of the Housing and Community Development Act of 1974. The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects or programs to meet those needs, particularly projects which would benefit low and moderate income persons in the Town of Lancaster.

All citizens are urged to attend this meeting to make known their views and/or written proposals on the Town of Lancaster's selection of projects to be funded by the Federal Community Development Grant Program.

This hearing will present the Town of Lancaster's proposed Community Development Project and provide an opportunity for the public to comment on this proposal.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: STANLEY JAY KEYSA  
Supervisor

October 7, 1982 (Publication & Posting Date)  
(Publication to be in NON LEGAL SECTION of the Paper)



LEGAL NOTICE

NOTICE OF PUBLIC HEARING

NOTICE TO THE CITIZENS OF THE TOWN OF LANCASTER

Two Public Hearings will be held, the first, October 4, 1982, at 8:15 o'clock P.M., Local Time, and the second, on October 18, 1982, at 8:00 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, regarding the use of Federal Community Development Funds in the Town of Lancaster.

The Town of Lancaster is eligible for a Federal Community Development Eighth Year Grant under Title I of the Housing and Community Development Act of 1974. The purpose of the Hearing is to provide an opportunity for citizens to express community development and housing needs and to discuss possible projects or programs to meet those needs, particularly projects which would benefit low and moderate income persons in the Town of Lancaster.

All citizens are urged to attend these meetings to make known their views and/or written proposals on the Town of Lancaster's selection of projects to be funded by the Federal Community Development Grant Program.

The second hearing will present the Town of Lancaster's proposed Community Development Project and provide an opportunity for the public to comment on this proposal.

TOWN BOARD OF THE  
TOWN OF LANCASTER

BY: STANLEY JAY KEYSA  
Supervisor

September 23, 1982 (Publication & Posting Date)  
(Publication to be in NON LEGAL SECTION of the paper)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, it is essential to public safety that the Town of Lancaster participate in a coordinated effort to reducing alcohol related traffic injuries and fatalities, and

WHEREAS, the County of Erie has tendered an agreement to the Town of Lancaster for participation in said coordinated effort, and

WHEREAS, said Agreement will also provide certain payments to the Town of Lancaster for its alcohol traffic safety enforcement activities,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

(1) That the Supervisor be and hereby is authorized and directed to execute the Agreement with the County of Erie for participation in funding of alcohol traffic safety law enforcement activities;

(2) That the Chief of Police and the Town Justices coordinate their mutual responsibilities for reimbursement to the Town of Lancaster, under the terms of said Agreement.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~clerk~~xx  
The resolution was thereupon unanimously adopted.

September 20, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK , TO WIT:

WHEREAS, the Town Attorney, by letter dated September 16, 1982, has requested that the Deputy Town Attorney be authorized to attend a meeting of the Municipal Law Section of the New York State Bar Association to be held on Friday, October 29, 1982, at Niagara Falls, New York,

NOW, THEREFORE, BE IT

RESOLVED, that RICHARD J. SHERWOOD, be and hereby is authorized to attend the aforementioned conference, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$80.00, including mileage.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

~~duyxx~~

The resolution was thereupon unanimously adopted.

September 20, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GRZYBOWSKI , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby  
ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 2501 to 2545 Incl.	\$221,386.31
Highway Fund	No. 1263 to 1277 Incl.	\$ 77,519.14
Special District Fund	No. 602 to 603 Incl.	\$ 6,899.92
Federal Revenue Sharing Fund	No. 418 to 421 Incl.	\$ 75,194.09
Capital Fund	No. 645 to 645 Incl.	\$ 4,722.18
Community Development Fund	No. 1092 to 1093 Incl.	\$ 106.84

and,

BE IT FURTHER

RESOLVED, that the claims of Ellicott Paint Company for \$63.80,  
dated August 30, 1982, and Rogers Village Hardware for \$43.04, dated  
September 9, 1982, be and are hereby approved and the Supervisor be and is  
hereby ordered to submit this claim for payment from Community Development  
Project No. 435313, Senior Citizens Barrier Removal.

The question of the adoption of the foregoing resolution was duly  
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED	YES
COUNCILMAN GIZA	VOTED	YES
COUNCILMAN GRZYBOWSKI	VOTED	YES
COUNCILMAN KWAK	VOTED	YES
SUPERVISOR KEYSA	VOTED	YES

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The resolution was thereupon unanimously adopted.

September 20, 1982

THE FOLLOWING RESOLUTION WAS OFFERED  
 BY COUNCILMAN CZAPLA , WHO MOVED  
 ITS ADOPTION, SECONDED BY COUNCILMAN  
 KWAK , TO WIT:

RESOLVED, that the following Building Permit Applications be and  
 are hereby approved and the issuance of Building Permits be and are hereby  
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
151	Thomas Keicher	218 Penora St.	ER. FR. PVT. GARAGE
152	Frank Bork	7 Heritage Dr.	ER. FR. SHED & FENCE
153	Mark D'Agostino	775 Schwartz Rd.	ER. FR. SIN. DWLG
154	Josela Enter.	1 Partridge Wk.	ER. FR. SIN. DWLG, PVT. GARAGE
155	John Forys, Jr.	3 Parkdale Dr.	ALT. FR. SIN. DWLG
156	Alden Equities	4901 William St.	ER. FR. SIN. DWLG
157	Alden Equities	4913 William St.	ER. FR. SIN. DWLG
158	James E. Pelletterie	5579 William St.	ER. FR. SHED
159	Fischione Const. Co.	364 Pleasant View	DEM. FR., CONCRETE BLK. BLDG.
160	Henry Gull	710 Pavement Rd.	EXT. FR. SIN. DWLG
161	Elizabeth Mancuso	18 Maple Dr.	ER. FENCE
162	Jos. Killian	4032 Walden Ave.	ER. FR. STORAGE BLDG.
163	James Bryant	5239 Genesee St.	EXT. FR. SIN. DWLG

The question of the adoption of the foregoing resolution was duly  
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

September 20, 1982

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN GIZA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
CZAPLA , TO WIT:

WHEREAS, in 1980, the Department of Senior Services of the County of Erie initiated the Demonstration Clusters Project under funding from the New York State Community Services for the Elderly Program, the purpose of which is to improve coordination among agencies serving the elderly, and to increase the level of services supporting frail elderly in the community, and

WHEREAS, the State Legislature and Governor Carey recently approved legislation that would increase the Community Services Program allocation to each county, which means that Erie County would be able to add one new cluster area to the Project Immediately, and

WHEREAS, the Department will accept applications from organizations in any area not yet funded,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute and file on behalf of the Town of Lancaster, an application for 1982/83 Cluster Project funding with the Department of Senior Services of the County of Erie, and

BE IT FURTHER

RESOLVED, that in the event the municipalities opt to join in the Cluster Funding Application, the Town of Lancaster hereby agrees to act as "Lead Agency" in the administration of the Senior Services Demonstration Clusters Project.

The question of the adoption of the foregoing resolution was duly put to a vote roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK VOTED YES
COUNCILMAN GIZA	VOTED YES	SUPERVISOR KEYSA VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES	

The resolution was thereupon unanimously adopted.

September 20, 1982

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -

SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN KWAK , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
GIZA , TO WIT:

WHEREAS, the Highway Superintendent of the Town of Lancaster, by letter dated September 10, 1982, has requested authorization to have the Mechanic Foreman from the Town of Lancaster Highway Department attend a Small Engine Repair Class this fall at the Lancaster Central High School,

NOW, THEREFORE, BE IT

RESOLVED, that ERNEST GAINNEY, Mechanic Foreman from the Town of Lancaster Highway Department, be and is hereby authorized to attend a Small Engine Repair Class this fall at the Lancaster Central High School, and

BE IT FURTHER

RESOLVED, that expense reimbursement be and is hereby authorized in an amount not to exceed \$15.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES
COUNCILMAN KWAK	VOTED YES
SUPERVISOR KEYSA	VOTED YES

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The resolution was thereupon unanimously adopted.

September 20, 1982

Councilman Czapla requested a suspension of the necessary rule for immediate consideration of the following resolution -  
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCILMAN CZAPLA , WHO MOVED  
ITS ADOPTION, SECONDED BY COUNCILMAN  
KWAK TO WIT:

WHEREAS, the New York State Department of Transportation, by letter dated September 14, 1982, has notified the Town Board of the Town of Lancaster that it has completed its review of the intersection of Route 33, Genesee Street and Ransom Road, within the Town of Lancaster, and

WHEREAS, a thorough analysis has been conducted the three-year accident history at this intersection in addition to several on-site observations conducted by representatives of the State Department of Transportation, and

WHEREAS, the Regional Traffic Engineer recommends to his department that strong consideration be given to inclusion of this section of Genesee Street as a candidate for reconstruction,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby memorializes State Assemblyman Vincent J. Graber, Sr., Chairman of the Transportation Committee of the New York State Assembly, to expedite the recommendation of the local Regional Traffic Engineer for the reconstruction of the intersection of Route 33, Genesee Street and Ransom Road, within the Town of Lancaster, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby directed to forward a certified copy of this resolution and a copy of the Regional Traffic Engineer's letter, dated September 14, 1982, to Assemblyman Graber.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA	VOTED YES	COUNCILMAN KWAK	VOTED YES
COUNCILMAN GIZA	VOTED YES	SUPERVISOR KEYSA	VOTED YES
COUNCILMAN GRZYBOWSKI	VOTED YES		

The resolution was thereupon unanimously adopted.

September 20. 1982



STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit Application - Walt's Tree Service  
On April 16, 1981, the Planning Board recommended denial of this application. On April 20, 1981, the Town Board returned this application to the Planning Board for further review and recommendation.
2. Public Improvement Permit Authorization - Countryside Subdivision, Phase 1 (Josela)  
The Town Board, on October 1, 1979, authorized issuance of P.I.P. No. 75 (street lighting) and P.I.P. No. 76 (sidewalks) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
3. Public Improvement Permit Authorization - Country View East Subdivision, Phase 1 (Marrano)  
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1982.
4. Public Improvement Permit Authorization - Heritage Hills Subdivision, Phase 1  
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
5. Public Improvement Permit Authorization - Woodview Estates Subdivision  
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
6. Rezone Petition - Josela Enterprises, Inc.  
On September 7, 1982, the Town Board held a Public Hearing on this matter and reserved decision.
7. Subdivision Approval - Lancaster Industrial Commerce Center  
On May 12, 1981, the N.Y.S. Dept. of Audit and Control acknowledged receipt of water, sanitary sewer, and drainage district applications.
8. Subdivision Approval - Plumb Bottom Estates  
On June 1, 1981, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
9. Traffic Study - Genesee Street and Ransom Road  
On September 14, 1982, the N.Y.S. Department of Transportation informed the Board that their investigation is complete and recommended removal of a portion of the embankment in the south east quadrant of the intersection and eventual reconstruction of the intersection.
10. Traffic Study - Green Arrows at Central and Walden Avenues  
On March 20, 1982, the N.Y.S. Dept. of Transportation notified the Town Board that green arrows will be installed at this intersection.
11. Traffic Study - Speed Reduction on William Street  
On May 20, 1982, the N.Y.S. Dept. of Transportation reported that they are re-evaluating this matter as their caseload permits.

PERSONS ADDRESSING TOWN BOARD:

For approximately two hours the Town Board discussed, with the developer and residents of the area, the proposed Giallanza rezone for condominium use of premises on the east side of Bowen Road just south of Broadway. The following persons were heard by the Board and expressed opposition to the proposed rezone:

PROPOSERS

Michael Giallanza  
16 Old Post Road  
Lancaster, New York 14086

OPPOSERS:

Henry Schenk  
1 Old Schoolhouse Road  
Lancaster, New York 14086

Ruth Powell  
3778 Bowen Road  
Lancaster, New York 14086

Joyce Malino  
25 Old Schoolhouse Road  
Lancaster, New York 14086

Bill Stachura  
19 Old Schoolhouse Road  
Lancaster, New York 14086

John Malino  
25 Old Schoolhouse Road  
Lancaster, New York 14086

Carol Martzolf  
5718 Broadway  
Lancaster, New York 14086

Beverly Powell  
3778 Bowen Road  
Lancaster, New York 14086

COMMUNICATIONS:DISPOSITION

628. Supervisor to Town Clerk - Transmittal of 1983 Budget Officer's Tentative Budget for Special Districts.	ATTORNEY FOR RESOLUTION
629. Building Inspector to Town Board - Advisement of no control over "garage basements" under N.Y.S. Building Construction Codes.	DEP. TOWN ATTORNEY & BLDG. INSPECTOR
630. Historical Society to Town Board - Suggestions regarding celebration of Town's sesquicentennial in 1983.	SUPERVISOR TO OBTAIN A CHAIRMAN
631. Velma Johnson to Town Board - Proponent of rezone petition of Josela Enter.	R & F
632. Town Clerk to Town Board - Resume of actions taken in regards to Town Board meeting held 9/7/82.	R & F
633. M/M Kenneth E. Graber to Supervisor - Commendation of Police Chief and Police Dept.	R & F
634. M/M Kenneth E. Graber to Police Chief - Expression of gratitude and appreciation to Chief and department personnel.	R & F
635. County Dept. of Personnel to Supervisor - Memorandum for posting indicating discontinuation of Local Government Institute evening classes at ECC for Fall 1982.	R & F
636. Office of State Comptroller to Supervisor - Announcement of Double-Entry Accounting School to be held at Belfast, N.Y. from 10/5-7 and 10/19-21/82.	R & F
637. County Dept. of Senior Services to Supervisor - Notification of availability of one new cluster area.	TOWN CLERK FOR RESOLUTION
638. Congressman Henry J. Nowak to Supervisor - Transmittal of Labor Dept's notification regarding reclassification of Erie County, except Town of Amherst, as labor surplus area.	R & F
639. Howard Johnson's to Chair., ECSD No. 4 - Request permission to tie in sewage lines to ECSD No. 4 as out-of-district customer.	SUPERVISOR
640. County Dept. of Personnel to Supervisor - Comments regarding position of Real Property Appraisal Technician.	SUPERVISOR
641. Lancaster-Depew Community Theatre to Supervisor - Notification of discontinuation of use of Opera House for productions.	R & F
642. D.C.O. to Supervisor - Vacation notice for period 9/13-26/82.	R & F
643. Dept. of State to Supervisor - Transmittal of questionnaire determining actions taken in response to financial stress due to current economic and fiscal conditions.	SUPERVISOR

COMMUNICATIONS CONT'D.:DISPOSITION

644. County Dept. of Public Works, Div. of Highways to Supervisor - Notification of provision of elevations for use in marking flood guages attached to certain bridges over Ellicott Creek.	<u>HIGHWAY SUPT.</u> <u>DRAINAGE COMMITTEE</u> _____ _____ _____
645. Town Clerk to Chair., Lighting Committee - Notification of preparation of resolution authorizing amendment to Lighting Agreement between Town and Lancaster School District.	<u>R &amp; F</u> _____ _____ _____
646. Linda Lukasiak to Planning Board - Proponent of proposed rezone petition of Josela Enter.	<u>R &amp; F</u> _____ _____ _____
647. County Legislature to Town Clerk - Transmittal of resolution to disburse interest earnings from investments of sales tax to municipalities.	<u>R &amp; F</u> _____ _____ _____
648. Erie County Revaluation Oversight Committee to Town Clerk - Minutes from meeting held 6/11/82.	<u>R &amp; F</u> _____ _____ _____
649. Highway Supt. to Town Board - Request for authorization of funds to allow Earnest Gainety to attend Small Engine Repair Class at Lancaster S.H.S.	<u>TOWN CLERK FOR</u> <u>RESOLUTION</u> _____ _____ _____
650. Twin Dist. Vol. Fire Co. to Town Clerk - Notification that Christine Maccarone has been accepted in Jr. Firefighter Program.	<u>R &amp; F</u> <u>TOWN CLERK FOR</u> <u>PARENTAL CONSENT</u> _____ _____ _____
651. Erie County Legislature to Town Clerk - Comments regarding County takeover of some city services in return for payment of County's share of Rapid Transit "Tonawanda Turnout".	<u>R &amp; F</u> _____ _____ _____
652. N.Y.S.D.O.T. to Town Clerk - Report and recommendations concerning intersection of Genesee St. and Ransom Rd.	<u>TOWN CLERK FOR</u> <u>RESOLUTION</u> _____ _____ _____
653. Robert E. Schaff to Supervisor - Proponent of Josela Enter rezone petition.	<u>R &amp; F</u> _____ _____ _____
654. Supervisor to Town Board - Notification of appointment of Dr. Harley Scott as Town Historian.	<u>TOWN CLERK FOR OATH</u> _____ _____ _____
655. Town Attorney to Supt. of Highways - Reply to inquiry regarding personal use of scrap metal proceeds by Highway Dept. personnel.	<u>HIGHWAY COMMITTEE</u> _____ _____ _____
656. County Environmental Mgt. Council to Supervisor - Notice of meeting to be held 9/23/82 at Buffalo regarding rebuilding of EMC membership.	<u>CONSERVATION COMMITTEE</u> _____ _____ _____
657. UMRA to Supervisor - Comments regarding insurance costs.	<u>INSURANCE COMMITTEE</u> _____ _____ _____
658. UMRA to Supervisor - Comments regarding governmental liability.	<u>INSURANCE COMMITTEE</u> _____ _____ _____

COMMUNICATIONS CONT'D.:DISPOSITION

- |  |                                       |
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| 659. N.Y.S. Div. of Housing and Community Renewal to Supervisor -<br>Notice of public hearing to be held at Rochester on 10/6/82 regarding 1982 proposed amendments pertaining to sprinklers and warning protection in hotels. | BLDG. INSPECTOR<br>DEP. TOWN ATTORNEY |
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| 660. Police Chief to Supervisor, Town Attorney, and Councilman Czaplak -<br>Transmittal of contract to be executed relative to obtaining DWI Enforcement funding.  | R & F                                 |
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| 661. County Dept. of Environment and Planning to Supervisor -<br>Transmittal of Project Description Forms for 1982-83 CD Program.  | PLANNING COMMITTEE<br>SUPERVISOR      |
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| 662. Depew Village Attorney to Supervisor -<br>Comments regarding St. James Street Bridge.   | ATTY. FOR REPLY                       |
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| 663. N.Y.S. Public Employee Occupational Safety and Health Hazard Abatement Board to Supervisor -<br>Notice to public employers.   | INSURANCE COMMITTEE                   |
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| 664. Residents to Town Clerk -<br>Petition opposing Josela rezoning petition.  | R & F                                 |
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| 665. M/M Nelson J. Kuhn to Town Clerk -<br>Opposition to Josela rezoning petition.   | R & F                                 |
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| 666. Town Attorney to Town Board -<br>Request authorization be given to Deputy Town Attorney to attend meeting of Municipal Law Section of N.Y.S. Bar Assn. to be held 10/29/82 at Niagara Falls, N.Y.                         | R & F                                 |
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| 667. Henry R. Schenk to Town Clerk and Town Board Members -<br>Opposition to Josela rezoning petition.   | R & F                                 |
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| 668. The Giallanza Corp. to Town Board -<br>Transmittal of communication to be read at Board meeting of 9/20/82 requesting acceptance of Josela Enter. rezoning petition.  | R & F                                 |
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| 669. John and Joyce Molino to Town Board -<br>Opposition to Josela rezoning petition.  | R & F                                 |
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| The Supervisor requested a suspension of the necessary rule for immediate consideration of the following communications -<br>SUSPENSION GRANTED.   |                                       |
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| 670. <u>Municipal Affairs Review</u> to Supervisor -<br>Article regarding "Sewer Debt Exclusion Expiration."   | R & F                                 |
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| 671. Youth Bureau to Town Board -<br>Notification of resignations of Neal Bradigan and James Jarnot.   | R & F                                 |
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| 672. Youth Bureau Chairman to Town Board -<br>Recommendation that John Trojanowsky be appointed Executive Director of Youth Bureau.  | HUMAN SERVICES<br>COMMITTEE           |
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| 673. Youth Bureau Ex. Director to Supervisor -<br>Notification of retirement effective 10/21/82.   | TOWN CLERK FOR<br>RESOLUTION          |
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ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 11:20 P.M. out of respect to:

EVERETT BROMWICH

ROSE HANOVER

MARGARET KOTANSKY

BETTY LAXTON

JOHN MAGNER, JR.

HOWARD ROLL

Signed Robert P. Thill  
Robert P. Thill, Town Clerk